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# Fax

**To:** Commissioner for Patents  
c/o Examiner Daniel Sullivan  
Art Unit 1636

**From:** Bruce Grant  
Registration No. 47,608

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**Date:** October 18, 2004

**Phone:** (571) 272-0779

**Pages:** 11 (including cover page)

**Re:** Appn. No. 09/974,882

**CC:**

Urgent     For Review     Please Comment     Please Reply

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**Comments:**

Please process this Amendment and Response Under 37 CFR 1.111. This filing includes the following papers:

1. Transmittal Form with Certificate of Mailing or Transmission (1 page)
2. Amendment and Response Under 37 CFR 1.114 (9 pages).

Respectfully submitted,

Bruce Grant  
Registration No. 47,608

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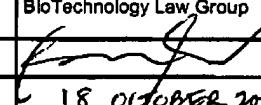
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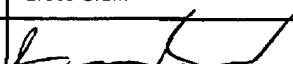
<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number <i>09/1974,882</i>
		Filing Date <i>OCTOBER 10, 2001</i>
		First Named Inventor <i>Edward M. NOLAN</i>
		Art Unit <i>1636</i>
		Examiner Name <i>Daniel M. SULLIVAN</i>
Total Number of Pages in This Submission <i>11</i>		Attorney Docket Number <i>GTI - 1320 - CON1</i>

ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name <i>Bruce Grant, Registration No. 47,608 BioTechnology Law Group</i>	
Signature 	
Date <i>18 OCTOBER 2001</i>	

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This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: )  
Edward M. Nolan, et al. )      Examiner: Sullivan, Daniel M.  
Appn. No.: 09/974,882 )      Art Unit: 1636  
Filed: 10 October 2001 )  
For: FACS ASSISTED METHODS FOR )  
INTRODUCING INDIVIDUAL )  
CHROMOSOMES INTO CELLS )

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AMENDMENT AND RESPONSE UNDER 37 CFR 1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is filed in response to an Office communication dated September 24, 2004 and an Office action dated March 19, 2004, the former setting a shortened statutory time for response expiring on October 24, 2004. This paper is timely filed on October 18, 2004 without a petition for an extension of time. Careful consideration has been given to the grounds for rejection and the following remarks are offered in response. Reconsideration respectfully is requested.

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Bruce Grant

18 OCTOBER 2004  
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